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| | | |
|--|------------------------|--------------|
| DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) | Attorney Docket Number | 153303.90011 |
| | First Named Inventor | H. Clarke |
| | COMPLETE IF KNOWN | |
| | Application Number | / |
| | Filing Date | |
| | Group Art Unit | |
| Declaration Submitted with Initial Filing <input checked="" type="checkbox"/> OR Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required) <input type="checkbox"/> | Examiner Name | |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Method and System for Enterprise Wide Production ~~and~~ Scheduling

the specification of which (Title of the Invention)

☒ is attached hereto

OR

☐ Was filed on (MM/DD/YYYY) _____ as United States Application Number or PCT International Application Number _____ and was amended on _____ (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|-------------------------------------|---------|----------------------------------|--------------------------|--------------------------|--------------------------|
| | | | | YES | NO |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|--|
| 60/197,954 | 04/17/2000 | |

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

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PTO/SB/10 (12-97)

Approved for use through 9/30/00 OMB 0651-0032

Patent and Trademark Office; U S DEPARTMENT OF COMMERCE

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DECLARATION -- Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application or PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|---|------------------------------------|---|
| | | |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☒ Customer Number



26707

OR

☐ Registered practitioner(s) name/registration number listed below

| Name | Registration Number | Name | Registration Number |
|--------------------|---------------------|------|---------------------|
| Alexander B. Ching | 41,669 | | |

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to. ☐ Customer Number

OR ☒ Correspondence address below

Place Customer Number Bar
Code Label here

or Bar Code Label

| | | | | | |
|---------|---|-----------|----------------|-----|----------------|
| Name | Alexander B. Ching | | | | |
| Address | Quarles & Brady Streich Lang, LLP | | | | |
| Address | Two North Central Avenue, Renaissance One | | | | |
| City | Phoenix | State | AZ | ZIP | 85004-2391 |
| Country | USA | Telephone | (602) 229-5200 | Fax | (602) 229-5690 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | | | | | |
|--|---|-------|------------------------|---------|-------|-------------|---------------|
| Name of Sole or First Inventor: | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | | | | | |
| Given Name (first and middle [if any]) | | | Family Name or Surname | | | | |
| Hernan Jose | | | Clarke | | | | |
| Inventor's Signature | | | | | Date | 4-17-01 | |
| Residence: City | Scottsdale | State | AZ | Country | USA | Citizenship | US |
| Post Office Address | 7455 East San Hills Road | | | | | | |
| Post Office Address | | | | | | | |
| City | Scottsdale | State | AZ | ZIP | 85255 | Country | United States |

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PTO/SB/10 (12-97)

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|--|--|------|---|----|------------------------|-------|-------------|--|-----|
| <input type="checkbox"/> Additional inventors are being named on the ____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto | | | | | | | | | |
| Name of Second Co-Inventor: | | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | | | | | |
| Given Name (first and middle [if any]) | | | | | Family Name or Surname | | | | |
| | | | | | | | | | |
| Inventor's Signature | | | | | | | Date | | |
| Residence: City | | | State | | Country | | Citizenship | | |
| Post Office Address | | | | | | | | | |
| Post Office Address | | | | | | | | | |
| City | | Mesa | State | AZ | ZIP | 85204 | Country | | USA |
| <input type="checkbox"/> Additional inventors are being named on the ____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto. | | | | | | | | | |

| Month | Year | Week | Day | Time | Location | Activity | Remarks |
|-------|------|------|-----|-------|----------|----------|-----------------|
| Jan | 1900 | 1 | Mon | 8:00 | Home | Wrote | Letter to Mr. X |
| " | " | 2 | Tue | 9:00 | Office | Met | Mr. Y |
| " | " | 3 | Wed | 10:00 | Home | Read | Book |
| " | " | 4 | Thu | 11:00 | Office | Wrote | Report |
| " | " | 5 | Fri | 12:00 | Home | Wrote | Letter to Mr. Z |
| " | " | 6 | Sat | 1:00 | Office | Met | Mr. W |
| " | " | 7 | Sun | 2:00 | Home | Read | Book |
| " | " | 8 | Mon | 3:00 | Office | Wrote | Report |
| " | " | 9 | Tue | 4:00 | Home | Wrote | Letter to Mr. V |
| " | " | 10 | Wed | 5:00 | Office | Met | Mr. U |
| " | " | 11 | Thu | 6:00 | Home | Read | Book |
| " | " | 12 | Fri | 7:00 | Office | Wrote | Report |
| " | " | 13 | Sat | 8:00 | Home | Wrote | Letter to Mr. T |
| " | " | 14 | Sun | 9:00 | Office | Met | Mr. S |
| " | " | 15 | Mon | 10:00 | Home | Read | Book |
| " | " | 16 | Tue | 11:00 | Office | Wrote | Report |
| " | " | 17 | Wed | 12:00 | Home | Wrote | Letter to Mr. R |
| " | " | 18 | Thu | 1:00 | Office | Met | Mr. Q |
| " | " | 19 | Fri | 2:00 | Home | Read | Book |
| " | " | 20 | Sat | 3:00 | Office | Wrote | Report |
| " | " | 21 | Sun | 4:00 | Home | Wrote | Letter to Mr. P |
| " | " | 22 | Mon | 5:00 | Office | Met | Mr. O |
| " | " | 23 | Tue | 6:00 | Home | Read | Book |
| " | " | 24 | Wed | 7:00 | Office | Wrote | Report |
| " | " | 25 | Thu | 8:00 | Home | Wrote | Letter to Mr. N |
| " | " | 26 | Fri | 9:00 | Office | Met | Mr. M |
| " | " | 27 | Sat | 10:00 | Home | Read | Book |
| " | " | 28 | Sun | 11:00 | Office | Wrote | Report |
| " | " | 29 | Mon | 12:00 | Home | Wrote | Letter to Mr. L |
| " | " | 30 | Tue | 1:00 | Office | Met | Mr. K |
| " | " | 31 | Wed | 2:00 | Home | Read | Book |

ASSIGNMENT

WHEREAS, I, the undersigned inventor of residence as listed, have invented certain new and useful improvements as below entitled, for which application for United States Letters Patent is made, said application having been executed on the date set forth below; and

WHEREAS, 4Sight Technology, Inc., hereinafter referred to as "Assignee"), an Arizona partnership, with an address of 2390 East Camelback Road, Suite 300 Phoenix, Arizona 85016, desires to acquire my entire right, title and interest in and to the invention, and in and to the said application and any Letters Patent that may issue thereon;

NOW, THEREFORE, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I assign to Assignee, all right, title and interest in and to said invention and in and to said application and all patents which may be granted therefor, and all divisions, reissues, continuations, continuations-in-part and extensions thereof; and I authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as my interest is concerned, to Assignee.

I also assign to Assignee, all right, title and interest in and to the invention disclosed in said application throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in 4Sight Technology, Inc.'s own name throughout the world, including all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and I further agree to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such right, title and interest in Assignee.

I will communicate to Assignee any facts known to me respecting any improvements; and, at the expense of Assignee, I will testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make lawful oaths and declarations, and generally do everything possible to vest title in Assignee and to aid Assignee to obtain and enforce proper protection for said invention in all countries.

This Assignment shall be binding on the parties' successors, assigns and legal representatives.

Title of Invention:

**Method and System for Enterprise Wide Production
and Scheduling**

Signature of Inventor:

Inventor's Name:

Residence (City, County, State)


Hernan J. Clarke

Scottsdale, Arizona (Maricopa County)

Post Office Address:

7455 East San Hills Road
Scottsdale, Arizona 85255

Date:

04-17-01

Date Application Executed: